

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE UNITED STATES FOR THE USE AND BENEFIT
OF PLATINUM MECHANICAL, LLC,

Case # 07 civ. 3318

Plaintiff,

-against-

**DISCLOSURE PURSUANT
TO F.R.C.P. 26(a)**

UNITED STATES SURETY COMPANY,
US SPECIALTY INSURANCE COMPANY and
CFP GROUP, INC.

Defendants.

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Plaintiff, The United States for the Use and Benefit of Platinum Mechanical, LLC.
("Platinum"), by its attorneys, Welby, Brady & Greenblatt, LLP, as and for its disclosure
pursuant to FRCP Rule 26(a) provide as follows:

A. Individuals Likely to Have Discoverable Information

In addition to the individuals noted within Defendant's Rule 26(a) disclosure,
Plaintiff supplements the list as follows:

1. Harry Knapp
Platinum Mechanical
250 Greenwich Avenue
Goshen, NY 10924
2. Scott Pokorny
Platinum Mechanical
250 Greenwich Avenue
Goshen, NY 10924
3. Mark R. Walsh
Contracting Officer
MNPF-PC, Room 214
330 Old Niskayuna Road
Latham, NY 12110

4. Roberto Clark
The CFP Group
1700 Rockville Pike
Rockville, MD 20852
5. Gary Williams
The CFP Group
1700 Rockville Pike
Rockville, MD 20852
6. Robert Clark
The CFP Group
1700 Rockville Pike
Rockville, MD 20852
7. Raymond Pifer, 2LT
MNPF-PC, Room 214
330 Old Niskayuna Road
Latham, NY 12110
8. Lou Sanchez
MNPF-PC, Room 214
330 Old Niskayuna Road
Latham, NY 12110

B. Documents

Documents have previously been forwarded to counsel.

C. Damages

See analysis of damages attached hereto as Exhibit "A".

D. Insurance

N/A

Dated: White Plains, New York
November 1, 2007

WELBY, BRADY & GREENBLATT, LLP

By: 

Paul G. Ryan (PR2374)
Attorneys for Plaintiff,
United States for the Use and Benefit
of Platinum Mechanical, LLC
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White Plains, New York 10606
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EXHIBIT “A”

Platinum Mechanical
Stewart ANG Payment Status

Payment Terms: NET 15 Days

	<u>Invoice Date</u>	<u>Period To</u>	<u>Date Paid</u>	<u>Amount Paid</u>	<u>Amount Open</u>
Application #1	24-Jul-06	31-Jul-06	17-Aug-06	\$205,898.40	
Application #2	4-Aug-06	4-Aug-06	19-Sep-06	\$197,590.50	
Application #3	24-Aug-06	31-Aug-06	4-Oct-06	\$126,122.50	
Application #4	20-Sep-06	20-Sep-06	5-Oct-06	\$214,641.00	
Application #5	11-Oct-06	11-Oct-06	30-Oct-06	\$134,064.00	
Application #6	31-Oct-06	7-Nov-06	1-Dec-06	\$43,290.00	
Application #7	24-Nov-06	30-Nov-06			\$22,500.00
Application #8	30-Dec-06	30-Dec-06	12-Feb-07	\$18,450.00	
Application #9	16-Feb-07	16-Feb-07	16-Feb-07		\$53,419.50

Total Amount Paid As of 3/15/07: **\$940,056.40**

Total Amount Billed Still Outstanding: **\$75,919.50**

Contracted Amount **\$1,099,246.00**

Down Draft Tables that we were NOT RESPONSIBLE for.

\$26,814.00 Change Orders: See below for description

T&M #2412 - \$2626.51 T&M # 2091 - \$1,081.70

T&M #2413 - \$1,593.61 T&M #2415 - \$1,734.75

Relo of airline - backflow preventer - \$863.63

Relo of #1 Copper Watertline in Way of duct - \$ 878.08

Relo of 4 additional unit heaters - \$14,014.52

Additional hardware for Big Ass Fans \$ 4,336.00

\$714.77 Replacement of 2nd floor northwing fin tube that froze

\$5,164.68 Change Order Re-route fin tube

\$16,169.32 Change Order Re-route coper piping

(\$15,000.00) Credit Non-installation of new trunkline

\$1,160,236.77 Contract PLUS Change Orders

(\$940,056.40) Money Paid on Contract

\$220,180.37 Total Amount Due

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE UNITED STATES FOR THE USE AND BENEFIT
OF PLATINUM MECHANICAL, LLC,

Case # 07 civ. 3318

Plaintiff,

**CERTIFICATE OF
SERVICE**

UNITED STATES SURETY COMPANY,
US SPECIALTY INSURANCE COMPANY and
CFP GROUP, INC.

Defendants.

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CERTIFICATION

This is to certify that on November 1, 2007 a copy the foregoing was Rule 26(a) Disclosure was filed electronically with this Court and served by mail upon any counsel or party unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system, or by mail to anyone unable to accept electronic filing. Parties may access this filing through the Court's CM/ECF system.

/s/ Paul G. Ryan
Paul G. Ryan